

THE RECORD
ANNUAL TOWN MEETING – June 3 & 10, 2008
TOWN OF BAR HARBOR

The voters of the Town of Bar Harbor assembled in the Emerson School Gymnasium, on Tuesday, June 3, 2008. There were approximately 200 registered voters present. The annual town meeting was called to order at 7:05 p.m. by Town Clerk Patricia A. Gray, who called for action under Article A.

Article A ELECTION OF MODERATOR - *To choose a Moderator to preside at said meeting.* - The Town Clerk opened the floor for the election of Moderator. It was moved and duly seconded that Chad Smith be nominated as Moderator. There being no other nominations, it was duly moved and seconded that nominations cease. Motion passed unanimously. There were six ballots cast for Moderator; and Chad Smith was declared elected, by a unanimous vote. He was sworn in by the Town Clerk.

Article B ELECTION OF WARRANT COMMITTEE MEMBERS - *To elect Warrant Committee members as required by Section C-34 of the Town Charter.* - Following a brief explanation, by the moderator, as to how the Warrant Committee Nomination Committee met, they submitted the following slate of nominees.

Barbara Baron-Gifford	Michael Blythe
John Dargis	Millard Dority
Cas Dowden	Gary Friedmann
Michael Gurtler	Scott Hammond
Emily Henry	Matthew Hougan
Elizabeth Hufnagel	Ron Hurd
John Kelly	Amanda Kendall
James Kitler	Diane Kopec
Linda Martin	Debbie Rechholtz
Claire Sasner	J. Clark Stivers

Raymond M. Turner

Lisa MacQuinn-Tweedie

Alternates:

Karen Brown

Roger Samuel

There being no further nominations, it was moved, duly seconded, and voted to elect the Warrant Committee for 2009 as presented.

Note: Articles C through K authorize expenditures in cost center categories.

Article C EDUCATION BUDGET EXPENDITURES: Regular Instruction - To see what sum the School Committee is authorized to expend for **Regular Instruction** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$2,396,970	\$2,396,970	\$2,396,970

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$2,396,970 for Regular Instruction for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article D EDUCATION BUDGET EXPENDITURES: Special Education - To see what sum the School Committee is authorized to expend for **Special Education** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 562,115	\$ 562,115	\$ 562,115

The School Committee recommends adoption.

*The seven member Town Council recommends adoption by a vote of 6 to 0.
The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.*

VOTED: That the Town authorize the School Committee to expend \$562,115 for Special Education for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article E EDUCATION BUDGET EXPENDITURES: Other Instruction - To see what sum the School Committee is authorized to expend for **Other Instruction** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 89,935	\$ 89,935	\$ 89,935

*The School Committee recommends adoption.
The seven member Town Council recommends adoption by a vote of 6 to 0.
The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.*

VOTED: That the Town authorize the School Committee to expend \$89,935 for Other Instruction for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article F EDUCATION BUDGET EXPENDITURES: Student & Staff Support - To see what sum the School Committee is authorized to expend for **Student & Staff Support** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 381,044	\$ 381,044	\$ 381,044

*The School Committee recommends adoption.
The seven member Town Council recommends adoption by a vote of 6 to 0.
The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.*

VOTED: That the Town authorize the School Committee to expend \$381,044 for Student & Staff Support for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article G EDUCATION BUDGET EXPENDITURES: System Administration -
To see what sum the School Committee is authorized to expend for **System Administration** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 235,703	\$ 235,703	\$ 235,703

The School Committee recommends adoption.
The seven member Town Council recommends adoption by a vote of 6 to 0.
The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$235,703 for System Administration for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article H EDUCATION BUDGET EXPENDITURES: School Administration -
To see what sum the School Committee is authorized to expend for **School Administration** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$ 306,310	\$ 306,310	\$ 306,310

The School Committee recommends adoption.
The seven member Town Council recommends adoption by a vote of 6 to 0.
The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$306,310 for School Administration for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article I EDUCATION BUDGET EXPENDITURES: Transportation & Buses

- To see what sum the School Committee is authorized to expend for **Transportation & Buses** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:	\$ 222,455	\$ 222,455	\$ 222,455

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$222,455 for Transportation & Buses for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article J EDUCATION BUDGET EXPENDITURES: Facilities Maintenance -

To see what sum the School Committee is authorized to expend for **Facilities Maintenance** for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
Recommendations:	\$ 486,984	\$ 486,984	\$ 486,984

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$486,984 for Facilities Maintenance for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Article K EDUCATION BUDGET EXPENDITURES: All Other Expenditures -

To see what sum the School Committee is authorized to expend for **All**

Other Expenditures for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Recommendations:	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$ 54,000	\$ 54,000	\$ 54,000

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

Note: Articles C – K authorize a total budget of \$4,735,516

VOTED: That the Town authorize the School Committee to expend \$54,000 for All Other Expenditures for the fiscal year beginning July 1, 2008 and ending June 30, 2009.

Note: Articles L & M raise funds for the Proposed School Budget

Article L EDUCATION BUDGET: Essential Programs and Services – To see what sum the voters of the Town of Bar Harbor will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act (Recommend \$3,271,259) and to see what sum the voters of the Town of Bar Harbor will raise as the Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688 for the period July 1, 2008 to June 30, 2009.

Recommendations:	<i>School Committee</i>	<i>Town Council</i>	<i>Warrant Committee</i>
	\$3,070,238	\$3,070,238	\$3,070,238

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town appropriate \$3,271,259 and raise \$3,070,238 as the Town's contribution to the total cost of funding public education from kindergarten to grade 8 as described in the Essential Programs and Services Funding Act for the period July 1, 2008 to June 30, 2009.

Hand Count:

YES 162

NO 0

Note: Article M raises additional local funds recommended to support the proposed school budget

Article M EDUCATION BUDGET: Tax Cap Override - To see what sum the voters of the Town of Bar Harbor will raise and appropriate in additional local funds for school purposes (Recommend: \$1,372,540) for the period July 1, 2008 to June 30, 2009, which exceeds the State's Essential Programs and Services allocation model by (Recommend: \$1,291,483) as required to fund the budget recommended by the school committee.

Written Ballot Vote Required

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$1,372,540	\$1,372,540	\$1,372,540

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

Note: Articles L & M raise a total town appropriation of \$4,442,778

VOTED: That the Town raise and appropriate \$1,372,540 in additional local funds for school purposes for the period July 1, 2008 to June 30, 2009, which exceeds the State's Essential Programs and Services funding model by \$1,291,483.

Written vote:

YES 165

NO 9

Note: Article N summarizes the proposed school budget and does not authorize any additional expenditures

Article N EDUCATION BUDGET: Total Expenditures- To see what sum the voters of the Town of Bar Harbor will authorize the School Committee to expend for the fiscal year beginning July 1, 2008 and ending June 30, 2009 from the Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools.

	<i>School</i>	<i>Town</i>	<i>Warrant</i>
Recommendations:	<i>Committee</i>	<i>Council</i>	<i>Committee</i>
	\$4,735,516	\$4,735,516	\$4,735,516

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town authorize the School Committee to expend \$4,735,516 for the fiscal year beginning July 1, 2008 and ending June 30, 2009, from the Town of Bar Harbor's contribution to the total cost of funding public education from kindergarten to grade 8 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy, and other receipts for the support of schools.

Hand Count:

YES 200

NO 0

Article O EDUCATION BUDGET: State, Federal, and Other Funds - In addition to the amount in Articles C – N, shall the Town appropriate and authorize the School Committee to expend additional state, federal and other funds received during the fiscal year 2008-2009 for school purposes? Current Year Totals: \$174,632

Recommendations:

The School Committee recommends adoption.

The seven member Town Council recommends adoption by a vote of 6 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

VOTED: That the Town in addition to the amount in Articles C – N, the Town appropriate and authorize the School Committee to expend additional state, federal and other funds received during the fiscal year 2008-2009 for school purposes.

Article O1. RESOLUTION: Iran War - Request of resident, and attorney representing petitioners for the Iran War Resolution, A. J. Greif made the motion, and it was duly seconded, that town meeting entertain the Iran War Resolution opposing the United States entering into war with Iran. The moderator called for a voice vote, and declared the opposed carried. He was immediately challenged by at least seven voters; and a hand vote was taken. The motion then carried by a vote of 108 favored to 64 opposed. Immediately, Mr. Greif moved, and it was duly seconded, that the Town of Bar Harbor adopt the following resolution:

Resolved, that the Town of Bar Harbor through its annual town meeting, opposes any military action by the United States against the Islamic Republic of Iran without express Congressional authorization in accordance with the War Powers Act.

The town meeting floor was opened to comments. Following comments, the motion was made, and duly seconded, to call for a written ballot to adopt the Resolution. The voice vote opposing the written ballot carried. The voice vote to adopt the Resolution carried.

Article P MUNICIPAL BUDGET: Expenditures - To see what sum the Town will raise and appropriate for the Municipal Budget for FY09 (7/1/08 to 6/30/09).

Recommendations:

Total Expenditures

Town Council

\$8,274,549

Warrant Committee

\$8,274,549

The seven member Town Council recommends approval, by a vote of 6 to 0.

The 22 member Warrant Committee recommends approval.

The Warrant Committee recommended and Chair Mike Gurtler moved, and it was duly seconded, to raise and appropriate \$8,274,549 for the Municipal Budget for FY09 (7/1/08 to 6/30/09).

Councilor Paradis moved, and it was duly seconded, that any amendments to the primary motion under this article, Article P, be voted upon by written ballot. The motion failed to carry by the opposing voice vote.

Dean Read, representing the MDI YMCA, moved, and it was duly seconded, to increase the sum stated in the primary motion by \$41,800 to increase funding for the MDI YMCA. Following public comments, Councilor Paradis moved, and it was duly seconded, to terminate debate. The motion carried.

Councilor Smith moved, and it was duly seconded, to vote the amendment by written ballot. The motion failed. The moderator was challenged by at least seven voters; and a hand count was taken. With only 53 hand votes favoring a written ballot, the moderator declared the motion failed.

The motion to increase the MDI YMCA funding by \$41,800 carried.

Kim Childs, representing the Eastern Area Agency on Aging, requested to amend the main motion for the Municipal Budget Expenditures for FY09 by increasing the appropriation by \$3,000 to fund the Eastern Area Agency on Aging Cooperating Agency. The motion to amend carried by a unanimous voice vote.

The motion to amend the Municipal Budget by a total increase of \$44,800 was moved and duly seconded. The motion carried by a voice vote.

VOTED: That the Town raise and appropriate \$8,319,349 for the Municipal Budget for FY09 (7/1/08 to 6/30/09).

Article Q MUNICIPAL BUDGET: Other Revenues - To see what sum the Town will vote to reduce the amount to be raised by taxation by using estimated revenues and fund balance for the Municipal Budget for FY09 (7/1/08 to 6/30/09).

Recommendations:	<i>Town Council</i>	<i>Warrant Committee</i>
<i>Other Revenues</i>	\$3,146,544	\$3,146,544
<i>Fund Balance</i>	\$ 0	\$ 0

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 19 to 0.*

VOTED: That the Town reduce the amount to be raised by taxation by using \$3,146,544 estimated revenues and no (\$0) fund balance for the Municipal Budget for FY09 (7/1/08 to 6/30/09).

Article R MUNICIPAL BUDGET: Tax Cap Override – To see if the Town will vote to increase the property tax levy limit of \$5,250,846 established for the Town of Bar Harbor by State law in the event that the Municipal Budget approved under the preceding articles will result in a tax commitment that is greater than the property tax levy limit.

Written Ballot Vote Required.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 15 to 0.*

VOTED: That the Town increase the property tax levy limit of \$5,250,846 established for the Town of Bar Harbor by State law in the event that the Municipal Budget approved under the preceding articles will result in a tax commitment that is greater than the property tax levy limit.

Written count:

YES 106

NO 11

Article S BRIDGE STREET DISCONTINUANCE, LAYOUT & TAKING -
Shall the Town:

- (1) approve the Order of Discontinuance of Bridge Street adopted by the Municipal Officers on, April 15, 2008, with no public easement reserved, such Order of Discontinuance being in the form presented to the Town Meeting and as filed with the Town Clerk;
- (2) approve a Condemnation Order adopted by the Municipal Officers on April 1, 2008 that takes by eminent domain certain parcels of land located under and along Bridge Street, Bar Harbor, Maine,

such Condemnation Order being in the form presented to the Town Meeting and as filed with the Town Clerk; and

- (3) approve an award of damages in the amount of \$0.00 as just compensation for the property being taken.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 20 to 1.*

The Warrant Committee recommends and Chair Mike Gurtler moved, and it was duly seconded, that the Town adopt Article S, entitled 'Bridge Street Discontinuance, Layout & Taking, as proposed in the Annual Town Meeting Warrant.

Councilor Paradis moved, and it was duly seconded, that the description of Bridge Street contained in the Condemnation Order be substituted for a new description which has been prepared by the Town's surveyor and which moves the westerly line of Bridge Street to the easterly side of the granite wall located at the northeast corner of the Elizabeth Hodder property, so that the wall is not located within the Bridge Street easement area. The motion carried by a voice vote.

VOTED: That the Town adopt the Bridge Street Discontinuance, Layout & Taking as amended.

Article T MUNICIPAL BUDGET: State, Federal and Other Funds – In addition to the amount in Article P, shall the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY09 (7/1/08 to 6/30/09) for municipal purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated?

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 16 to 0.*

VOTED: That the Town in addition to the amount in Article P, the voters appropriate and authorize the Town Council to expend additional state, federal and other funds received during FY09 (7/1/08

to 6/30/09) for municipal purposes, provided that such additional funds do not require the expenditure of local funds not previously appropriated.

Article U EARLY TAX PAYMENT DISCOUNT - To see if the voters will authorize the Tax Collector to accept early payments on the second half installment by the due date of the first half installment and provide the taxpayer with a 2.0% discount on the second installment only.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 16 to 0.*

VOTED: That the Town authorize the Tax Collector to accept early payments on the second half installment by the due date of the first half installment and provide the taxpayer with a 2.0% discount on the second installment only.

Article V PREPAYMENT OF TAXES - To see if the Town will vote to accept tax payments prior to the commitment date and to pay interest on said tax payments in the amount of 0% per year figured on a monthly basis until the tax commitment date is reached.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 16 to 0.*

VOTED: That the Town accept tax payments prior to the commitment date and to pay interest on said tax payments in the amount of 0% per year figured on a monthly basis until the tax commitment date is reached

Article W TAX DUE DATE AND INTEREST RATE - To see if the Town will vote that the first half taxes shall be due and payable on or before September 30, 2008 and that second half taxes shall be due and payable on or before March 31, 2009 and that interest shall be charged at the annual rate of 11.0% on any unpaid taxes due on September 30, 2008 beginning October 1, 2008 and on any unpaid taxes due March 31, 2009 beginning April 1, 2009.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 16 to 0.*

VOTED: That the Town's first half taxes shall be due and payable on or before September 30, 2008 and that second half taxes shall be due and payable on or before March 31, 2009 and that interest shall be charged at the annual rate of 11.0% on any unpaid taxes due on September 30, 2008 beginning October 1, 2008 and on any unpaid taxes due March 31, 2009 beginning April 1, 2009.

Article X OVERPAYMENT OF TAXES - To see if the Town will vote to establish the interest rate to be paid to a taxpayer who is determined to have paid an amount of real estate taxes in excess of the amount finally assessed for 2008 at 11.0% per year on the amount of overpayment.

Recommendations:

*The seven member Town Council recommends approval, by a vote of 6 to 0.
The 22 member Warrant Committee recommends approval, by a vote of 16 to 0.*

VOTED: That the Town establish the interest rate to be paid to a taxpayer who is determined to have paid an amount of real estate taxes in excess of the amount finally assessed for 2008 at 11.0% per year on the amount of overpayment.

There being no further business, at 9:14 p.m. it was moved and duly seconded to continue Town meeting on Tuesday, June 10, with polls opening at 8:00 a.m. and to take action on the election of officers and referendum articles. Motion passed unanimously.

Town Meeting Reconvened

June 10, 2008

Election of Officers and Referendum Articles

Moderator Chad Smith opened the polls at 8:10 a.m. and appointed Richard Hirte as deputy moderator, who was duly sworn in to serve in his place during his absence from the polls. The following ballot clerks having been appointed and duly sworn in, were in attendance for the election: Democrats – Anna Ryan, Alice Long, Deborah Dyer, Valerie Davis; Charlene Tibbetts, Karen McFarland, and Republicans – Eleanor Raynes, Helen Wood, Joan Allen, Sherri Alley, and Bonnie Mohr. Absentee ballots were cast the day before, June 9, 2008, at 2:00 p.m. until 3:45 p.m. with the following election clerks in attendance: Democrat Mary Parker and Republican: Susan Blaisdell.

Article 1 - ELECTION OF OFFICERS - *To elect all necessary Town Officers as are required to be elected by secret ballot.*

1,037 municipal ballots were cast including 106 absentee ballots. There were two spoiled ballots.

1,014 school budget validation ballots were cast including 63 absentee ballots. There was one spoiled ballot.

For Town Council – Three Year Term – Three vacancies

Ruth A. Eveland	received	664
Robert L. Jordan, Jr.	received	620

Declared Write-Ins:

Michael Gurtler	received	86
Vernon S. McFarland, Jr. (Sandy)	received	87
James Riley, Jr. (Jay)	received	20

Write-Ins: Ken Smith with seven votes, Claire Sasner with five, and Joe Cough with three. Each with two votes: Victor Sergi, Val Scott, Jeff Dobbs, Mary Chamberlain, Matt Horton, Amanda Kendall, David Bowden, and Frederick D. Cook. The following each received one vote: Matt Curtis, Cheryl Curtis, Pam Caine, Paul Mun, Doug Michael, Karen Sharpe, Val Davis, Timothy O'Brien, David W. Opdyke, Paul Hamblen, Anne

Kozak, Thomas Alley, Tom Burton, Boyd McFarland, Monica Davis, Sandy Salsbury, Connie Blaney, William Dube, Gerald Matthew, Helen Caivano, Anthony X. Uliano, Ken Cline, Jane Disney, Timothy Brown, Bob Hister, Tom Crikelair, Ann Jenkins, Todd Hardy.

Invalid Write-Ins: Two

Declared elected: Ruth A. Eveland, Robert L. Jordan, Jr., and Vernon (Sandy) McFarland, Jr.

For Superintending School Committee – Three Year Term – Two vacancies

Edward R. Johnston	received	694
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Declared Write-Ins:

Claire Sasner	received	99
Suzanne Taylor	received	43

Write-Ins: Each with two votes: Victor Sergi and Sandy McFarland. Each with one vote: Jon Levesque, John Reeves, Stephen Demers, Eliza Hurley, Margaret Jeffrey, David Bowden, Susan Leiter, Robert Rechholtz, and Jane Disney.

Invalid Write-Ins: Two

Declared elected: Edward R. Johnston (Ned) and Claire Sasner

For Mount Desert Island School District Trustee – Three Year Term – One vacancy

Write-Ins: Claire Sasner with thirteen votes, Suzanne Taylor with nine, Vernon (Sandy) McFarland with four, Victor Sergi with two. Each of the following received one vote: Jane Disney, Robert Jordan, Duncan Holley, Elisa Hurley, Matt Horton, Brian Booher, Mike Gurtler, Kathleen A. Jordan, Richard Collier, Deborah Montford, Steven Katona, Ken Smith, Susi Foster, Susan Murphy, Helen Caivano, Leslie C. Brewer, Margaret Jeffery, James Willis, Wyman Tapley, Theodore Koffman, and Sue Haynes.

Invalid Write-Ins: Two

Declared elected: Claire Sasner

Article 2 - LAND USE ORDINANCE AMENDMENT – Wireless Communication Facilities – Shall an Ordinance dated January 29, 2008 and entitled “An Ordinance to Amend the Bar Harbor Code, Chapter 125, Land Use Ordinance Section 125-69, Section 125-109, and Appendix C to Add Regulations for Wireless Communication Facilities” be enacted?

Recommendations:

The five member Planning Board recommends adoption by a vote of 4 to 1.

The 22 member Warrant Committee recommends adoption by a vote of 12 to 9.

Voted: This article passed by the following votes:

YES 744

NO 229

Article 3 – LAND USE ORDINANCE AMENDMENT - Appeals Board Procedures – Shall an Ordinance dated January 29, 2008 and entitled “An Ordinance to Amend the Bar Harbor Code, Chapter 125, Land Use Ordinance Section 125-53, Section 125-102, Section 125-103 and Section 125-106 to Update and Amend the Administration and Review of Variances, Administrative Appeals and Reconsideration Requests” be enacted?

Recommendations:

The five member Planning Board recommends adoption by a vote of 5 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

Voted: This article passed by the following votes:

YES 878

NO 81

Article 4 - LAND USE ORDINANCE AMENDMENT – Groundwater Protection – Shall an Ordinance dated January 29, 2008 and entitled “An Ordinance to Amend the Bar Harbor Code, Chapter 125, Land Use Ordinance Section 125-66 and Section 125-67 to update and change the requirements pertaining to the protection of groundwater” be enacted?

Recommendations:

The five member Planning Board recommends adoption by a vote of 5 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 19 to 2.

Voted: This article passed by the following votes:

YES 901

NO 88

Article 5 - LAND USE ORDINANCE AMENDMENT – Planning Board Review of Non-Conformities – Shall an Ordinance dated January 29, 2008 and entitled “An Ordinance to Amend the Bar Harbor Code, Chapter 125, Land Use Ordinance Section 125-53, to add a process for Planning Board review of non-conforming situations” be enacted?

Recommendations:

The five member Planning Board recommends adoption by a vote of 5 to 0.

The 22 member Warrant Committee recommends adoption by a vote of 21 to 0.

Voted: This article passed by the following votes:

YES 884

NO 78

Article 6 – School Budget Validation: Do you favor approving the Town of Bar Harbor school budget for the upcoming school year that was adopted at the latest Town meeting and that includes locally raised funds that exceed the required local contribution as described in the Essential Programs and Services Funding Act?

A YES vote allows additional funds to be raised for K-12 public education.

A NO vote means additional funds cannot be raised for K-12 public education.

Voted: This article passed by the following votes:

YES 855

NO 134

Due to the late hour, it was moved, and duly seconded, that Town Meeting adjourn to Wednesday, June 11, 2008, at 5:00 p.m. in the Municipal Building auditorium. Motion passed unanimously.

**Town Meeting Reconvened
June 11, 2008 at 5:00 p.m.
Official Results of the Election of Officers and Referendum
Articles**

The Moderator Chad Smith reconvened the meeting at 5:02 p.m. Mr. Smith noted that the reconvening was due to the fact of the late hour in tabulating the election results held on June 10. He read and signed the official election results for the annual Town Meeting.

Ken Smith, with second by Susan Blaisdell, moved to adjourn at 5:04 p.m.

Attest:

Patricia A. Gray Town Clerk of Bar Harbor